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UNITED STATES PATENT AND TRADEMARK OFFICE

AUG 26 2004

APPLICANT(S) BROWN ET AL.

GROUP ART UNIT: 2004

APPLN. NO.: 09/764,959

EXAMINER: Cangialosi, Salvatore

FILED: 01/18/2001

TITLE: METHOD AND APPARATUS FOR DYNAMICALLY ALLOCATING
RESOURCES IN A COMMUNICATION SYSTEM

Certificate of Transmission under 37 CFR 1.8
I hereby certify that this correspondence is being facsimile transmitted to the Patent
and Trademark Office.

on August 26, 2004Dawn M. HebenSignature
Dawn M. Heben
Printed Name of Person Signing CertificateAMENDMENT

Assistant Commissioner for Patents
Alexandria, VA 22313

Sir:

Responsive to the Office Action dated 06/09/2004, Paper No. 2, and
Examiner's comments with regard thereto, please enter the following amendments
in the above-entitled application, without prejudice or disclaimer.

**MOTOROLA**
FAX TRANSMITTAL SHEET

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Motorola, Inc.
Intellectual Property Section
Law Department
1303 E. Algonquin Road
Schaumburg, IL 60196

Telephone: (847) 576-5054
Facsimile: (847) 576-3750

11 Number of Pages (including this page)

Date: August 26, 2004

To: Cangialosi, Salvatore - ~~2661~~

Location: United States Patent and Trademark Office

Fax No.:

From: James A. Lamb - 38,529

Subject: 09/764,959— BROWN ET AL.

4

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MESSAGE:

Enclosed herewith, please find an amendment for filing in the below-identified application.

PLEASE GIVE THESE PAPERS TO:

EXAMINER: Cangialosi, Salvatore
GROUP ART UNIT: 2661
SERIAL NO.: 09/764,959
FILED: 01/18/2001
INVENTOR: BROWN ET AL.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in this Submission

Application Number	09/764,959
Filing Date	01/18/2001
First Named Inventor	BROWN ET AL.
Group Art Unit	2661
Examiner Name	Cangialosi, Salvatore
Attorney Docket Number	CX099004

ENCLOSURES

(check all that apply)

Fee Transmittal Form
 Fee Attached
 Amendment/Reply
 After Final
 Affidavits/Declaration(s)
 Extension of Time Request
 Express Abandonment Request
 Information Disclosure Statement
 Certified Copy of Priority Documents
 Response to Missing Parts/
Incomplete Application
 Response to Missing Parts
Under 37 CFR 1.52 or 1.53

Drawing(s)
 Licensing-Related papers
 Petition
 Petition to Convert to a
Provisional Application
 Power of Attorney, Revocation,
Change of Correspondence Address
 Terminal Disclaimer
 Request for Refund
 CD, Number of CDs _____

After Allowance Communication to a
Technology Center (TC)
 Appeal Communication to Board
of Appeals and Interferences
 Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)
 Proprietary Information
 Status Letter with appropriate copies
 Other Enclosure(s) (please identify below)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	James A. Lamb	Registration No.	38,529
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Signature

Date 08/26/2004

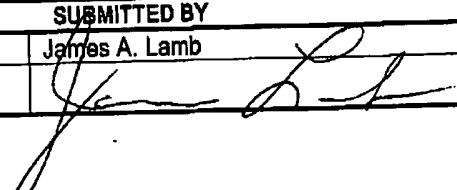
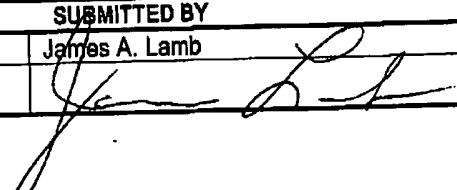
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Commissioner for Patents, Alexandria, VA 22313 on the date listed below:

Typed or printed name Dawn M. Hebein

Signature

Date 08/26/2004

FEE TRANSMITTAL				Complete if Known RECEIVED CENTRAL FAX CENTER AUG 26 2004																																																																																																																																																																																																									
Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				Application Number 09/764,959 Filing Date 01/18/2001 First Named Inventor BROWN ET AL. Examiner Name Cangialosi, Salvatore Group Art Unit 2604 Attorney Docket No. CX099004																																																																																																																																																																																																									
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ADDITIONAL FEES <table border="1"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1062</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late Provisional filing</td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>1812</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>420</td><td>2252</td><td>210</td><td>Extension for reply within second month</td></tr> <tr><td>1263</td><td>950</td><td>2253</td><td>475</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1480</td><td>2254</td><td>740</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2010</td><td>2255</td><td>1005</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>185</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>185</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td>Petition to Institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive -- unavoidable</td></tr> <tr><td>1453</td><td>1330</td><td>2453</td><td>665</td><td>Petition to revive -- unintentional</td></tr> <tr><td>1501</td><td>1330</td><td>2501</td><td>665</td><td>Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>480</td><td>2502</td><td>240</td><td>Design issue fee</td></tr> <tr><td>1503</td><td>640</td><td>2503</td><td>320</td><td>Plant issue fee</td></tr> <tr><td>1480</td><td>130</td><td>1480</td><td>130</td><td>Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of IDS</td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (three number of properties)</td></tr> <tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td>Request for Continued Examination (RCE)</td></tr> <tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr> <tr><td colspan="4">Other fee (specify) _____</td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1) (\$)-0-</td> <td colspan="4" style="text-align: right;">SUBTOTAL (3) (\$)-0-</td> </tr> <tr> <td colspan="8" style="text-align: center;">* Reduced by Basic Filing Fee Paid</td> </tr> <tr> <td colspan="4"></td> <td colspan="4" style="text-align: right;">Complete (if applicable)</td> </tr> <tr> <td colspan="2">SUBMITTED BY</td> <td colspan="2"></td> <td colspan="2">Registration No. 38,529</td> <td>Telephone (847) 576-5054</td> </tr> <tr> <td>Name (Print/Type)</td> <td colspan="2">James A. Lamb</td> <td></td> <td>Date</td> <td colspan="2">August 26, 2004</td> </tr> <tr> <td>Signature</td> <td colspan="2"></td> <td></td> <td></td> <td colspan="2"></td> </tr> </tbody></table>				Large Entity		Small Entity		Fee Description	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath	1062	50	2052	25	Surcharge - late Provisional filing	1053	130	1053	130	Non-English specification	1812	2520	1812	2520	For filing a request for ex parte Reexamination	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	1251	110	2251	55	Extension for reply within first month	1252	420	2252	210	Extension for reply within second month	1263	950	2253	475	Extension for reply within third month	1254	1480	2254	740	Extension for reply within fourth month	1255	2010	2255	1005	Extension for reply within fifth month	1401	330	2401	185	Notice of Appeal	1402	330	2402	185	Filing a brief in support of an appeal	1403	290	2403	145	Request for oral hearing	1451	1510	1451	1510	Petition to Institute a public use proceeding	1452	110	2452	55	Petition to revive -- unavoidable	1453	1330	2453	665	Petition to revive -- unintentional	1501	1330	2501	665	Utility issue fee (or reissue)	1502	480	2502	240	Design issue fee	1503	640	2503	320	Plant issue fee	1480	130	1480	130	Petitions to the Commissioner	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	1806	180	1806	180	Submission of IDS	8021	40	8021	40	Recording each patent assignment per property (three number of properties)	1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	1801	770	2801	385	Request for Continued Examination (RCE)	1802	900	1802	900	Request for expedited examination of a design application	Other fee (specify) _____				SUBTOTAL (1) (\$)-0-				SUBTOTAL (3) (\$)-0-				* Reduced by Basic Filing Fee Paid												Complete (if applicable)				SUBMITTED BY				Registration No. 38,529		Telephone (847) 576-5054	Name (Print/Type)	James A. 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